

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

127

CR-8031-2019 (O&M)

Date of decision : 15.07.2022

Sham Sunder Mehra

...Petitioner

Versus

Kamla Devi Lakehra and others

....Respondents

CORAM : HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Prateek Sodhi, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Two different Division Benches of this Court in *Harvinder Kaur and another vs. Godha Ram and another 1979 PLJ 562* and *'Pritam Singh and another vs. Sunder Lal and others 1990(2) PLR 191* have held that the orders passed by the trial Court, dismissing the application for appointment of Local Commissioner, is not amenable to interference in a revision petition.

Learned counsel representing the petitioner submits that in exceptional cases, the Court can appoint a Local Commissioner. The contention of learned counsel is correct. However, in the present case, the dispute is with regard to the existence of a passage. The petitioner can always request the Deputy commissioner, Sub Divisional Magistrate to nominate a revenue official to demarcate the area and thereafter produce his report in the Court. The same can be proved by examining the revenue official in the Court.

In view thereof, no ground is made to interfere.

Dismissed.

15.072022

anju

(ANIL KSHETARPAL)

JUDGE

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No